



AN ACT REVISING CERTAIN PROVISIONS OF THE INFORMATION ACCESS MONTANA ACT; REPLACING THE INTERLIBRARY LOAN REIMBURSEMENT PROGRAM WITH A STATEWIDE INTERLIBRARY RESOURCE-SHARING PROGRAM; REPLACING THE STATE MULTILIBRARY CARD WITH A STATEWIDE LIBRARY ACCESS PROGRAM; AMENDING SECTIONS 22-1-301, 22-1-328, 22-1-329, AND 22-1-330, MCA; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 22-1-301, MCA, is amended to read:

"22-1-301. Definitions. Unless otherwise provided, the following definitions apply in this part:

(1) "City" means city or town.

(2) "Commission" means the state library commission.

(3) "Public library" means a library created under:

(a) 22-1-303 through 22-1-317 that provides library services to the public by means of central facilities, branch facilities, or bookmobiles; or

(b) Title 7.

~~(4) "State multilibrary card" means a card that is issued to a Montana resident by a public library created under Title 7 or under 22-1-303 and that may be used for library services in every public library in the state."~~

Section 2. Section 22-1-328, MCA, is amended to read:

"22-1-328. State Statewide interlibrary loan resource-sharing program ~~--reimbursement--~~ eligibility. ~~(1) Each Montana library eligible for reimbursement under this section for participation in the statewide interlibrary loan program must be reimbursed according to the rules adopted by the commission.~~

~~—(2) Libraries eligible for interlibrary loan reimbursement under this section include~~ The commission shall establish a statewide interlibrary resource-sharing program. The purpose of the program is to administer funds appropriated by the legislature to support and facilitate resource-sharing among libraries in Montana, including

but not limited to public libraries, public library districts, libraries operated by public schools or school districts, libraries operated by public colleges or universities, tribal libraries, libraries operated by public agencies for institutionalized persons, and libraries operated by nonprofit, private medical, educational, or research institutions.

~~(3) Notwithstanding subsections (1) and (2), the following types of interlibrary loans are not eligible for reimbursement:~~

- ~~—— (a) a loan between public school libraries located within the same public school district;~~
- ~~—— (b) a loan between an elementary school library and a high school library located within school districts with overlapping school district boundaries;~~
- ~~—— (c) a loan between libraries administered by a public or private, nonprofit college or university; and~~
- ~~—— (d) a loan between libraries administered by a public library."~~

Section 3. Section 22-1-329, MCA, is amended to read:

"22-1-329. ~~State multilibrary card~~ Statewide library access program. The commission shall develop a voluntary statewide library access program to allow Montana libraries to issue to residents a state multilibrary card as defined in 22-1-304 whereby a participating library may allow access to the library's materials and services by patrons registered and in good standing with another library."

Section 4. Section 22-1-330, MCA, is amended to read:

"22-1-330. Commission rulemaking authority. The commission may adopt rules and procedures for:

- (1) the distribution of state aid to public libraries and public library districts on a per capita and per square mile basis, as provided in 22-1-327;
- (2) ~~issuance of state multilibrary cards~~ the statewide library access program provided for in 22-1-329;
- (3) ~~reimbursement for interlibrary loan lending~~ the statewide interlibrary resource-sharing program provided for in 22-1-328;
- (4) distribution of base grants provided for in 22-1-331; and
- (5) the composition of the library federation board of trustees, as provided in 22-1-404."

Section 5. Notification to tribal governments. The secretary of state shall send a copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell Chippewa tribe.

Section 6. Effective date. [This act] is effective July 1, 2009.

- END -

I hereby certify that the within bill,
HB 0061, originated in the House.

Chief Clerk of the House

Speaker of the House

Signed this _____ day
of _____, 2009.

President of the Senate

Signed this _____ day
of _____, 2009.

HOUSE BILL NO. 61
INTRODUCED BY J. SESSO
BY REQUEST OF THE STATE LIBRARY COMMISSION

AN ACT REVISING CERTAIN PROVISIONS OF THE INFORMATION ACCESS MONTANA ACT; REPLACING THE INTERLIBRARY LOAN REIMBURSEMENT PROGRAM WITH A STATEWIDE INTERLIBRARY RESOURCE-SHARING PROGRAM; REPLACING THE STATE MULTILIBRARY CARD WITH A STATEWIDE LIBRARY ACCESS PROGRAM; AMENDING SECTIONS 22-1-301, 22-1-328, 22-1-329, AND 22-1-330, MCA; AND PROVIDING AN EFFECTIVE DATE.